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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

PERFORMANCE RHINO LLC, a Nevada
limited liability company d/b/a GUN GARAGE,

Plaintiff,

v.

GUN GARAGE & SHOOTING RANGE LLC,
a Kansas Limited Liability company,

Defendant.

CASE NO.: 2:19-cv-00450-APG-VCF

**STIPULATION AND ORDER TO
EXTEND BRIEFING SCHEDULE
REGARDING DEFENDANT'S
MOTION FOR RULE 37 SANCTIONS
FOR FAILURE OF PLAINTIFF TO
PRODUCE RULE 26 INITIAL
DISCLOSURES**

(First Request)

THIS STIPULATION is entered into by and between Performance Rhino LLC dba Gun Garage ("Performance Rhino") and Gun Garage & Shooting Range LLC ("GG&SR," and together with Performance Rhino, the "Parties"), by and through their respective undersigned counsel, based on the following:

1. On March 13, 2020, the Court entered an Order granting Performance Rhino's former counsel's, Howard & Howard PLLC, motion to withdraw as counsel of record for Performance Rhino in this action. *See* ECF No. 37.

1 2. On April 17, 2020, GG&SR filed a Motion for Rule 37 Sanctions for Failure of
2 Plaintiff to Produce Rule 26 Initial Disclosures (the “Motion”). *See* ECF No. 41.

3 3. On or around April 27, 2020, Performance Rhino retained the undersigned counsel,
4 Snell & Wilmer L.L.P., to represent it in this action. The delay in retaining counsel is that Charles
5 Gianelloni, contemplated lead counsel for Performance Rhino, became infected COVID-19 in mid-
6 March 2020, was hospitalized for an extended period of time (including being in an induced coma
7 for eleven days) and has not yet been able to return to work.

8 4. The deadline for Performance Rhino to respond to the Motion is currently May 1,
9 2020.

10 5. Performance Rhino’s new counsel has only recently been retained and requires
11 additional time to review the facts surrounding this litigation, collect and obtain relevant
12 documents, and prepare the appropriate response to the Motion.

13 6. Accordingly, the Parties stipulate and agree that Performance Rhino shall file its
14 Response to the Motion on or before May 15, 2020.

15 7. GG&SR shall file its Reply in support of the Motion, if any, on or before May 29,
16 2020.

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8. On April 27, 2020, counsel for GG&SR agreed to the extension requested herein.

IT IS SO STIPULATED.

DATED this 28th day of April, 2020.

DATED this 28th day of April, 2020.

SNELL & WILMER L.L.P.

WOLF RIFKIN SHAPIRO AND RABKIN LLP

/s/ Bob L. Olson

/s/ Jordan J. Butler

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Attorneys for Performance Rhino LLC dba Gun Garage

Attorneys for Gun Garage & Shooting Range LLC

ORDER

IT IS SO ORDERED.

DATED April 28, 2020



United States Magistrate Judge
Cam Ferenbach

Respectfully submitted by:

SNELL & WILMER L.L.P.

/s/ Bob L. Olson

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CERTIFICATE OF SERVICE

I hereby certify that on April 28, 2020 I electronically filed the foregoing **STIPULATION AND ORDER TO EXTEND BRIEFING SCHEDULE REGARDING DEFENDANT'S MOTION FOR RULE 37 SANCTIONS FOR FAILURE OF PLAINTIFF TO PRODUCE RULE 26 INITIAL DISCLOSURES** with the Clerk of Court for the U.S. District Court, District of Nevada by using the Court's CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

DATED this 28th day of April, 2020.

/s/ Maricris Williams
An Employee of Snell & Wilmer L.L.P.

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